

United States Court of Appeals
For the Eighth Circuit

No. 14-1359

Desiree Kolbek; Amy Eddy; Jeannette Orlando; Nicole Farr; Summer Hagan;
Jamie Rodriguez; Pebbles Rodriguez

Plaintiffs - Appellees

v.

Twenty First Century Holiness Tabernacle Church, Inc.

Defendant

Jeanne Estates Apartments Inc.

Defendant - Appellant

Sharon Alamo; Tony Alamo, also known as Bernard Hoffman

Defendants

Jeanne Estates Apartments Inc.

Third Party Plaintiff

v.

Jennifer Kolbek; Lamont Eddy; Susan Davis; Joseph Orlando; Elenora Orlando;
Terry Farr; Lisa Penman; James Rodriguez; Nicole Rodriguez; Dennis Hagan;
Robin Hagan; Lee King; Alaina King; Ann Nicholas, Special Administratrix of the
Estate of John Kolbek, deceased

Third Party Defendants

Appeal from United States District Court
for the Western District of Arkansas - Texarkana

Submitted: August 19, 2014
Filed: August 21, 2014
[Unpublished]

Before WOLLMAN, GRUENDER, and SHEPHERD, Circuit Judges.

PER CURIAM.

In this civil action, brought by several individuals who asserted both federal and state-law claims against, inter alia, Jeanne Estates Apartments, Inc. (JEA), JEA appeals the district court's¹ order declining to exercise supplemental jurisdiction over the state-law claims, after the federal claims had been dismissed. For reversal, JEA argues that it was improper for the district court to dismiss certain state-law claims without prejudice after the court had previously granted summary judgment for JEA on those claims. JEA also appeals the district court's denial of its motion for reconsideration.

Upon careful review, we conclude that the district court did not abuse its discretion in declining to exercise supplemental jurisdiction and dismissing the state-law claims without prejudice, notwithstanding its previous decision granting partial summary judgment. See 28 U.S.C. § 1367(c) (district court may decline to exercise supplemental jurisdiction if, inter alia, claim raises novel or complex issue of state

¹The Honorable Susan O. Hickey, United States District Judge for the Western District of Arkansas.

law, or court has dismissed all claims over which it had original jurisdiction); see also Glorvigen v. Cirrus Design Corp., 581 F.3d 737, 743 (8th Cir. 2009) (abuse-of-discretion review standard applies to district court's decision not to exercise supplemental jurisdiction); Auto Servs. Co., Inc. v. KPMG, LLP, 537 F.3d 853, 856-57 (8th Cir. 2008) (district court has general discretionary authority to review and revise its interlocutory rulings prior to entry of final judgment). We also conclude that the district court did not abuse its discretion in denying JEA's motion for reconsideration. See United States v. Metro. St. Louis Sewer Dist., 440 F.3d 930, 933 (8th Cir. 2006) (abuse-of-discretion review standard).

The judgment is affirmed. See 8th Cir. R. 47B.
